

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, DC

ORDER NO. 3830

IN THE MATTER OF:

Served October 9, 1991

Application of GREEN'S MULTI)
SERVICES, INC., for Temporary)
Authority -- Contract with United)
States Geological Survey)

Case No. AP-91-27

By application filed September 13, 1991, Green's Multi Services, Inc. (GMSI or applicant), seeks temporary authority to transport passengers, together with baggage in the same vehicle as passengers, in irregular route operations between points in the Metropolitan District pursuant to a contract with the United States Department of the Interior, Geological Survey (Geological Survey).

The application indicates that the contract will be for one year with two consecutive one-year renewal options. The contract will require that two vehicles operate regularly-scheduled shuttle service between Geological Survey facilities, specifically, the National Center, 12202 Sunrise Valley Drive, Reston, VA, and the Department of the Interior, C Street (between 18th and 19th Street), N.W., Washington, DC. Geological Survey may also require occasional non-scheduled charter service between points in the Metropolitan District. The scheduled service would operate between about 7 a.m. and 6 p.m. on government workdays. Applicant proposes to use two 1991 vehicles, each seating fewer than 16 passengers (including the driver). Geological Survey's representative attests that a current contract for this service expires September 30, 1991. Geological Survey's affidavit shows a continuous need for service. According to the agency's representative, lack of service would have a negative impact on the agency's ability to conduct business.

Order No. 3814, served September 13, 1991, generally described the evidence submitted with the application, and that order is incorporated herein by reference. Order No. 3814 served as publication of notice and directed that protests, if any, be filed in accordance with Commission Rule No. 13 and Commission Regulation No. 54-04(a) no later than Tuesday, September 24, 1991. No protest was filed.

Title II, Article XI, Section 13 of the Compact provides that the Commission may grant an application for temporary authority, without a hearing or other proceeding, if it finds that there is an immediate need for the service proposed by the application and that no other carrier service is available to meet that need. Fitness of the applicant is also required. See Application of Suburban Transit Company for Temporary Authority to Serve the Capital Centre, Order No. 1643, served January 24, 1977; Application of American Coach Lines, Inc., for Declaratory Order or, in the Alternative, Temporary Authority to Conduct Charter Operations Between Points in the

Metropolitan District, Order No. 2738, served July 22, 1985. See also Order Nos. 2440, 2448, 2864, and 3221, served July 22, 1983; August 10, 1983; May 23, 1986; and August 23, 1988, respectively.

Inasmuch as no duly authorized carrier protested this application, thereby indicating its ability, willingness, and availability to provide the service proposed by applicant to be performed for Geological Survey, the Commission finds that no other carrier is capable of meeting the need for the proposed service. It is further found, based on the evidence of record, that there is an immediate need for the service described in this application and that applicant is fit to provide that service.

THEREFORE, IT IS ORDERED:

1. That Green's Multi Services, Inc., is hereby conditionally granted a maximum of 180 days temporary authority, contingent upon timely compliance with the terms of this order, to transport passengers, together with baggage in the same vehicle as passengers, in irregular route operations between points in the Metropolitan District for the account of United States Department of the Interior, Geological Survey, restricted to transportation in vehicles with a manufacturer's designed seating capacity of 15 or fewer persons, including the driver.

2. That Green's Multi Services, Inc., is hereby directed, no later than 30 days from the date of this order, to (a) identify its vehicles in accordance with Commission Regulation No. 61; (b) file an affidavit of compliance with Commission Regulation No. 61; (c) file three copies of its WMATC Temporary Tariff No. AP-91-27, each copy consisting of a complete, fully-executed copy of GMSI's contract with Geological Survey plus a completed contract tariff cover sheet pursuant to Commission Regulation No. 55; (d) file an equipment list stating year, make, model, serial number, vehicle number (if any), seating capacity, and license plate number (with jurisdiction) for all vehicles to be used in revenue operations for the account of Geological Survey; (e) file evidence of ownership and, if any vehicles are owned by an entity other than GMSI, lease(s), as appropriate, for all vehicles to be used in revenue operations for the account of Geological Survey; and (f) file a certificate of insurance in conformance with Commission Regulation No. 58 covering all vehicles to be used in revenue operations for the account of Geological Survey.

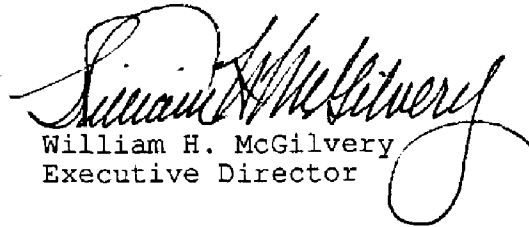
3. That the Executive Director shall notify Green's Multi Services, Inc., in writing, upon its timely compliance with the requirements of this order, that it may commence operations pursuant to temporary authority.

4. That the temporary authority granted herein shall expire Monday, April 6, 1992, unless otherwise ordered by the Commission.

5. That unless Green's Multi Services, Inc., complies with the requirements of this order within 30 days from date of issuance or such additional time as the Commission may direct or allow, the grant

of authority contained herein shall be void, and this application shall stand denied in its entirety, effective upon the expiration of the said compliance time.

BY DIRECTION OF THE COMMISSION; COMMISSIONERS DAVENPORT, SCHIFTER, AND SHANNON:


William H. McGilvery
Executive Director